

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Oppenheim Kapitalanlagegesellschaft mbH,
ERSTE-SPARINVEST Kapitalanlagegesellschaft
m.b.H.,
Oppenheim Asset Management Services S.à r.l.,
Union Asset Management Holding AG,
INDEXCHANGE Investment AG,
SEB Investment Management AB,
Raiffeisen Kapitalanlage-Gesellschaft m. b. H.,
Pioneer Investments Kapitalanlagegesellschaft
mbH,
Pioneer Investments Austria GmbH,
LRI Landesbank Rheinland-Pfalz International
S.A.,
Landesbank Berlin Investment GmbH,
Deutsche Asset Management
Investmentgesellschaft mbH,
DWS Investment GmbH,
Skandia Insurance Company Ltd., and
Fortis Investment Management SA,
Plaintiffs,
v.
VIVENDI UNIVERSAL, S.A., JEAN MARIE
MESSIER, and GUILLAUME HANNEZO,
Defendants.

**CIVIL ACTION NO.: 1:07-cv-8830
[Related to Civil Action No.
1:02-cv-05571-RJH-HBP]**

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**NOTICE OF DISMISSAL AS TO PLAINTIFF PIONEER INVESTMENTS AUSTRIA
GmbH (f/k/a CAPITAL INVEST)**

Pursuant to Fed. R. Civ. P. 41(a)(1),¹ Plaintiff Pioneer Investments Austria GmbH (f/k/a Capital Invest) hereby submits its notice of dismissal without prejudice of its claims in the

¹ This Notice of Dismissal is also filed in accordance with the Court's Order filed April 10, 2008 in Case No. 02 Civ. 5571 (Doc. #472), in which the Court granted therein individual plaintiff status to Pioneer Investments Austria GmbH (f/k/a Capital Invest).

above-captioned matter as against all Defendants.

Date: June 6, 2008

/s/ William H. Narwold

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Certificate of Service

I hereby certify that on this 6th day of June, 2008, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF system.

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